

1 BILL NO. Z-80-07-13

2 ZONING MAP ORDINANCE NO. Z-24-80

3
4 AN ORDINANCE amending the City of
5 Fort Wayne Zoning Map No. R-14.

6
7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
8 FORT WAYNE, INDIANA:


9 SECTION 1. That the area described as follows is here-
10 by designated an R-3 District under the terms of Chapter 33,
11 Municipal Code of the City of Fort Wayne, Indiana 1974; and
12 the symbols of the City of Fort Wayne Zoning Map No. R-14, re-
13 ferred to therein, established by Section 33-11, of said Chap-
14 ter are hereby changed accordingly, to-wit:

15 Lots 52 and 53 in Maysville Heights
16 Addition.

17 SECTION 2. That this Ordinance shall be in full force
18 and effect from and after its passage, approval by the Mayor
19 and legal publication thereof.

20 
21 COUNCILMAN

22 APPROVED AS TO FORM AND
23 LEGALITY JULY 3, 1980.

24 
25 _____
26 JOHN E. HOFFMAN
27 City Attorney
28
29
30
31
32

Read the first time in full and on motion by Estabach,
seconded by Jolmes, and duly adopted, read the second time
by title and referred to the Committee Regular (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City County Building, Fort Wayne,
Indiana, on _____, 19____, at _____ o'clock _____ day of _____.

DATE: 7-8-80

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Estabach,
seconded by Richardson, and duly adopted, placed on its
passage. PASSED (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>8</u>	_____	_____	<u>1</u>	_____
BURNS	<u>✓</u>	_____	_____	_____	_____
EISBART	<u>✓</u>	_____	_____	_____	_____
GiaQUINTA	<u>✓</u>	_____	_____	_____	_____
NUCKOLS	<u>✓</u>	_____	_____	_____	_____
SCHMIDT, D.	<u>✓</u>	_____	_____	_____	_____
SCHMIDT, V.	<u>✓</u>	_____	_____	_____	_____
SCHOMBURG	<u>✓</u>	_____	_____	_____	_____
STIER	_____	_____	_____	<u>✓</u>	_____
TALARICO	<u>✓</u>	_____	_____	_____	_____

DATE: 9-23-80

Charles W. Westerman /ne
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ZONING MAP) (GENERAL) (ANNEXATTION) (SPECIAL)
(APPROPRIATION) ^{Ordinance} ORDINANCE (RESOLUTION) No. 2-24-80
on the 23rd day of September, 1980.

ATTEST:
Charles W. Westerman /ne
CHARLES W. WESTERMAN - CITY CLERK

(SEAL)
Vivian J. Schmidt
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 24th day of September, 1980, at the hour of
2:30 o'clock P. M., E.S.T.

Charles W. Westerman /ne
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 26th day of Sept.
1980, at the hour of 4 o'clock P. M., E.S.T.

Winfield C. Moses, Jr.
WINFIELD C. MOSES, JR.
MAYOR

BILL NO. Z-80-07-13

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN
ORDINANCE amending the City of Fort Wayne Zoning Map No. R-14

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

BEN EISBART, CHAIRMAN

JOHN NUCKOLS, VICE CHAIRMAN

JAMES S. STIER

SAMUEL J. TALARICO

DONALD J. SCHMIDT

Ben Eisbart

John Nuckols
James S. Stier
Samuel J. Talarico
Donald J. Schmidt

5-23-80
DATE CONCURRED IN
 CHARLES W. WESTERMAN, CITY CLERK

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on July 8, 1980, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-80-07-13; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 25, 1980;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 25, 1980.

Certified and signed this
29th day of August 1980.



Joyce Schlatter
Secretary

RECEIPT

Date 25 June 1980No. **15806**

Received From

Kuter, Wilson, et al

Address

222 Utility Bldg.

For

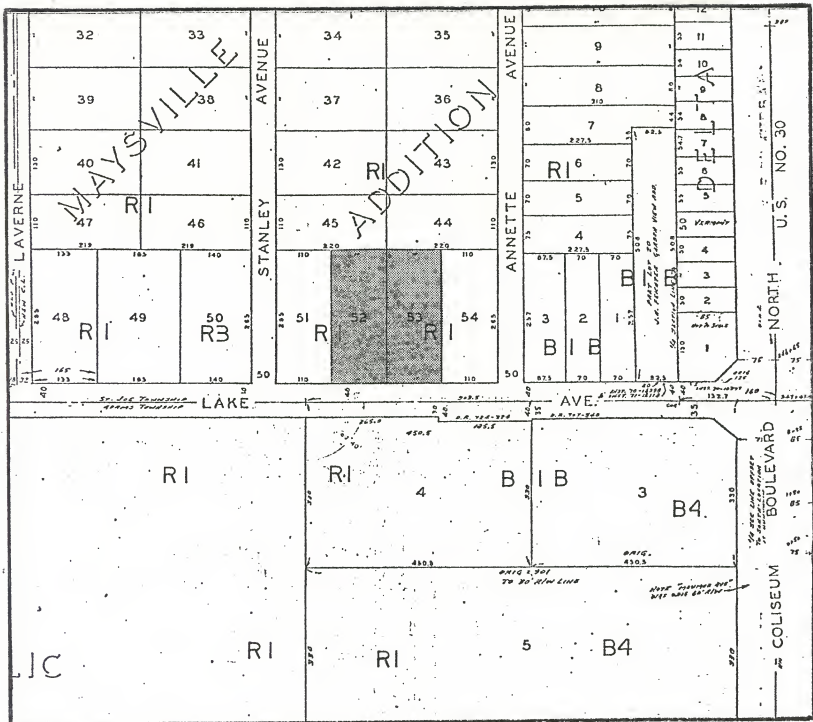
fifty Dollars \$ 50.00reimbursement - R-1 to R-3

ACCOUNT			HOW PAID		
AMT. OF ACCOUNT			CASH		
AMT. PAID			CHECK		
BALANCE DUE			MONEY ORDER		

By

Pat B

OK # 1215



REQUEST TO REZONE FROM R1 TO R3 ZONING

Map No. R-14

Z-80-07-13

N

PETITION FOR ZONING ORDINANCE AMENDMENT

RECEIPT NO. _____

THIS IS TO BE FILED IN DUPLICATE

DATE FILED _____

INTENDED USE _____

I/We Edwin C. Errington
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an R-1 District to a/an R-3 District the property described as follows:

Lots #52 and #53, Mayssville Heights Addition

(Legal Description) If additional space is needed, use reverse side.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

<u>Edwin C. Errington</u>	<u>3936 Bonita Place, Fort Wayne</u>	<u>X Edwin C. Errington</u>
_____ (Name)	_____ (Address)	_____ (Signature)

(If additional space is needed, use reverse side.)

Legal Description checked by _____.

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or request that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinance being sent to the newspaper for legal publication. If the request for deferral, continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matter for hearing before the City Plan Commission. (FILING FEE \$50.00)

Name and address of the preparer, attorney or agent.

<u>Thomas J. Dixon</u>	<u>222 Utility Building</u>	<u>426-2244</u>
_____ (Name)	_____ (Address & Zip Code)	_____ (Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street, Fort Wayne, IN 46802 (PHONE: 219/423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoned.

Lots #52 and #53, Maysville Heights Addition

Owners of Property

<u>Edwin C. Errington</u>	<u>3936 Bonita Place, Fort Wayne</u>	<u>X</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
(Name)	(Address)	(Signature)

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE

This form is to be filed in duplicate.



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

29 August 1980

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held August 25, 1980. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. Bill No. Z-80-07-13
2. From R-1 to R-3
3. Intended Use: Insurance Offices
4. Plan Commission Recommendation: DO PASS

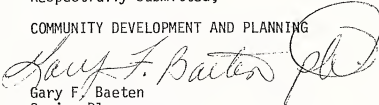
This ordinance received a DO PASS recommendation for the following reason:

- a. This rezoning will help continue the office development occurring along Lake between Randalia and Coliseum Blvd.

If there are any questions with regard to this ordinance please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING


Gary F. Baeten
Senior Planner

GFB:pb

DIGEST SHEET

TITLE OF ORDINANCE Zoning Map Ordinance Amendment3-80-07-13DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&PSYNOPSIS OF ORDINANCE Lots 52 & 53 in Maysville Heights Addition.EFFECT OF PASSAGE Property is now zoned R-1 - Single Family Residential.Property will become R-3 - Multiple Family Residential.EFFECT OF NON-PASSAGE Property will remain R-1 - Single Family Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE (J.N.))

Regulations



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46602

Charles W. Westerman, Clerk - Room 122

September 30, 1980

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of
October 4, 1980 and October 11, 1980, in both the News
Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Zoning Map Ordinances:

Bill No. Z-80-07-12
Zoning Map Ordinance Z-23-80

Bill No. Z-80-07-12
Zoning Map Ordinance Z-24-80

General Ordinance No. G-18-80
Bill No. G-80-07-31
Vacating portion of Yale Drive

Please send us 12 copies of the Publisher's Affidavit from both
newspapers.

Thank you.

Sincerely,

Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 23rd day of September, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-80-07-12 -- Bill No. Z-23-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map Nos. K-2 and L-2

Notice is hereby given that on the 23rd day of September, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-80-07-13 -- Bill No. Z-24-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-14

Notice is hereby given that on the 23rd day of September, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-80-07-31 -- G-18-80, being AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacation a portion of Yale Drive

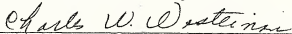
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-80-07-31 -- General Ordinance No. G-18-80; Bill No. Z-80-07-13 -- Zoning Map Ordinance No. Z-24-80 and Bill No. Z-80-07-12 -- Zoning Map Ordinance No. Z-23-80, were duly passed by the Common Council on the 23rd day of September, 1980, said Ordinances were duly signed and approved by the Mayor on the 26th day of September, 1980, and now remains on file and on record in my office.

Copy of Bill No. G-80-07-31 -- General Ordinance No. G-18-80, Bill No. Z-80-07-13 -- Zoning Map Ordinance No. Z-24-80 and Bill No. Z-80-07-12 -- Zoning Map Ordinance No. Z-23-80, will be posted for reading in the following places in Fort Wayne, Allen County, Indiana.

- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East door of the Allen County Court House

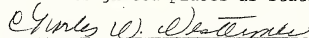
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- (1) Reference Room in the north end of the main floor in said Downtown Library
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana



Charles W. Westerman, City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana fulfilled and posted the above ordinances in the designated places as stated on October 4, 1980.



Charles W. Westerman, City Clerk

Fort Wayne Common Council

(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

80

2

82

COMPUTATION OF CHARGES

82

1

82

.253¢

20.75

lines, cents per line

columns wide equals

equivalent lines at

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

10 extra

5.00

TOTAL AMOUNT OF CLAIM.

25.75

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type 6 point

2

Number of insertions

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Notice is hereby given that on the 23rd day of September, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. 2-80-07-12 - Bill No. 2-24-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map Nos. K-2 and L-2.

Notice is hereby given that on the 23rd day of September, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. 2-80-07-13 - Bill No. 2-24-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-14.

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I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-80-07-31 - General Ordinance No. G-18-80; Bill No. 2-80-07-13 - Zoning Map Ordinance No. 2-24-80 and Bill No. 2-80-07-12 - Zoning Map Ordinance No. 2-24-80, were duly passed by the Common Council on the 23rd day of September, 1980, said Ordinances were duly signed and approved by the Mayor on the 26th day of September, 1980, and now remains on file and on record in my office.

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CHARLES W. WESTERMAN,
City Clerk
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana fulfilled and posted the above ordinances in the designated places as stated on October 4, 1980.
CHARLES W. WESTERMAN
City Clerk
10-4-11

PUBLISHER'S AFFIDAVIT

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILA DEWALD

that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two the dates of publication being as follows: 10/4 - 10/11/80

Subscribed and sworn to before me this 11th day of October 19 80

My commission expires September 28, 1983

Notary Public

Fort Wayne Common Council

(Governmental Unit)

To JOURNAL GAZETTE Dr.Allen

County, Ind.

FORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	_____
Head	number of lines	_____
Body	number of lines	<u>80</u>
Tail	number of lines	<u>2</u>
Total number of lines in notice		<u>82</u>

COMPUTATION OF CHARGES

<u>82</u> lines,	<u>1</u> columns wide equals	<u>82</u> equivalent lines at	<u>.253¢</u>	<u>\$ 20.75</u>
cents per line				
Additional charge for notices containing rule or tabular work (50 per cent of above amount)				_____
Charge for extra proofs of publication (50 cents for each proof in excess of two)				<u>10 extra</u> <u>5.00</u>
TOTAL AMOUNT OF CLAIM.				<u>\$ 25.75</u>

DATA FOR COMPUTING COST

Width of single column 9.6 picas	Size of type <u>6</u> point
Number of insertions <u>2</u>	Size of quad upon which type is cast <u>6</u>

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Arvilla DeWald*Date Oct. 11 80Title CLERK**PUBLISHER'S AFFIDAVIT**State of Indiana
ALLEN County SS:Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the**JOURNAL GAZETTE**a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA townin state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two dates of publication being as follows: 10/4 - 10/11/80Subscribed and sworn to before me this 11th day of October 19 80My commission expires September 28, 1983

Notary Public



ERE

23-80, were duly passed by the Common Council on the 23rd day of September, 1980, said Ordinances were duly signed and approved by the Mayor on the 26th day of September, 1980, and now remain on file and on record in my office.

Copy of Bill No. G-80-07-31 — General Ordinance No. G-18-80, Bill No. Z-80-07-13 — Zoning Map Ordinance No. Z-24-80 and Bill No. Z-80-07-12 — Zoning Map Ordinance No. Z-23-80, will be posted for reading in the following places in Fort Wayne, Allen County, Indiana.

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Fort Wayne Common Council

To NEWS-SENTINEL Dr

(Governmental Unit)

Allen

County, Ind

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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Total number of lines in notice

80

2

82

COMPUTATION OF CHARGES

82 lines, 1 columns wide equals 82 equivalent lines at .253¢ \$ 20.75 cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 10 extra 5.00

TOTAL AMOUNT OF CLAIM.

\$ 25.75

DATA FOR COMPUTING COST

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Size of type 6 point

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Size of quad upon which type is cast 6

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I hereby certify that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Notary Public

CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned D. Roosevelt who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

DAILY

a newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows: 10/4 - 10/11/80

Subscribed and sworn to before me this 11th day of October 1980

My commission expires September 28, 1983

Fort Wayne Common Council

(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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TOTAL AMOUNT OF CLAIM.

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Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D. Roose

Date Oct. 11, 1980

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS.Personally appeared before me, a notary public in and for said county and state, the undersigned D. Roose, who, being duly sworn, says that she is CLERK of theNEWS-SENTINELDAILYa newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town ofin state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows: 10/4 - 10/11/80

D. Roose

Subscribed and sworn to before me this 11 th day of October 19 80

Notary Public

My commission expires September 28, 1983eg
5047NI 'on, IN 46750

ten County, Indiana
 (1) Reference Room in the north end of the main floor in said Downtown Library
 (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 125, City County Building, Fort Wayne, Indiana
 CHARLES W. WESTERMAN
 City Clerk
 I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, hereby filled and posted the above ordinances in the designated places as stated on October 4, 1980.
 CHARLES W. WESTERMAN
 City Clerk